

State of Arizona  
Senate  
Forty-fifth Legislature  
First Regular Session  
2001

## **SENATE CONCURRENT RESOLUTION 1004**

### **A CONCURRENT RESOLUTION**

**PROPOSING AN AMENDMENT TO THE CONSTITUTION OF ARIZONA; AMENDING ARTICLE X,  
CONSTITUTION OF ARIZONA, BY ADDING SECTION 12; RELATING TO STATE LANDS.**

**(TEXT OF BILL BEGINS ON NEXT PAGE)**



1 Be it resolved by the Senate of the State of Arizona, the House of  
2 Representatives concurring:

3 1. Article X, Constitution of Arizona, is proposed to be amended as  
4 follows, by adding section 12, if approved by the voters and on proclamation  
5 of the Governor:

6 12. Land exchanges for conservation purposes

7 SECTION 12. A. AFTER PUBLIC NOTICE, THE STATE MAY  
8 EXCHANGE LANDS GRANTED OR CONFIRMED BY THE ENABLING ACT FOR  
9 OTHER PUBLIC LANDS AS THE LEGISLATURE MAY PROVIDE BY LAW IF THE  
10 FOLLOWING CONDITIONS ARE MET:

11 1. THE EXCHANGE IS IN THE BEST INTEREST OF THE STATE LAND  
12 TRUST.

13 2. THE PURPOSE OF THE EXCHANGE IS TO CONSERVE OPEN SPACE  
14 ON TRUST LANDS OFFERED BY THE STATE IN THE EXCHANGE.

15 3. AT LEAST TWO INDEPENDENT APPRAISALS SHOW THAT THE TRUE  
16 VALUE OF ANY LANDS RECEIVED IN THE EXCHANGE EQUALS OR EXCEEDS  
17 THE TRUE VALUE OF THE LANDS THE STATE EXCHANGES.

18 4. AN ANALYSIS OF THE PROPOSED EXCHANGE SHOWS:

19 (a) THAT THE PROJECTED INCOME TO THE TRUST AFTER THE  
20 EXCHANGE EQUALS OR EXCEEDS THE INCOME TO THE TRUST BEFORE THE  
21 EXCHANGE.

22 (b) THE FISCAL IMPACT OF THE EXCHANGE ON EACH COUNTY,  
23 CITY, TOWN AND SCHOOL DISTRICT IN WHICH ALL THE LANDS INVOLVED  
24 IN THE EXCHANGE ARE LOCATED.

25 (c) THE PHYSICAL, ECONOMIC AND NATURAL RESOURCE IMPACTS  
26 OF THE PROPOSED EXCHANGE ON THE SURROUNDING OR DIRECTLY ADJACENT  
27 LOCAL COMMUNITY AND THE IMPACTS ON LOCAL LAND USES AND LAND USE  
28 PLANS.

29 B. LAND MAY NOT BE EXCHANGED UNLESS:

30 1. PUBLIC NOTICE OF THE PROPOSED EXCHANGE IS PROVIDED  
31 THAT INCLUDES A LEGAL AND GENERAL DESCRIPTION OF THE LOCATION OF  
32 THE LANDS TO BE EXCHANGED, THE APPRAISED VALUE OF ALL PARCELS OF  
33 THE LANDS AND THE TIME AND PLACE OF THE PUBLIC HEARINGS  
34 DESCRIBED IN PARAGRAPH 2 OF THIS SUBSECTION. THE NOTICE SHALL  
35 BE GIVEN BEGINNING AT LEAST SIX WEEKS BEFORE THE PROPOSED  
36 EXCHANGE IN A MANNER PRESCRIBED BY LAW. DURING THIS PERIOD, A  
37 COMMENT AND HEARING PROCESS SHALL BE PROVIDED FOR PUBLIC COMMENT  
38 ON THE PROPOSED EXCHANGE.

39 2. PUBLIC HEARINGS ARE HELD AT THE STATE CAPITOL AND IN  
40 A LOCATION OF GENERAL ACCESSIBILITY IN THE VICINITY OF THE STATE  
41 LANDS BEING EXCHANGED.

42 C. LAND EXCHANGES ARE NOT CONSIDERED TO BE SALES FOR  
43 PURPOSES OF THIS ARTICLE.

44 2. The Secretary of State shall submit this proposition to the voters  
45 at the next general election as provided by article XXI, Constitution of  
46 Arizona.

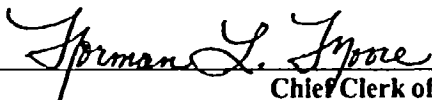
Passed the House April 18, 20 01,

by the following vote: 44 Ayes,

13 Nays, 3 Not Voting



Speaker of the House



Chief Clerk of the House

Passed the Senate March 26, 20 01,

by the following vote: 17 Ayes,

13 Nays, 0 Not Voting



President of the Senate



Secretary of the Senate

S.C.R. 1004

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_,

at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

\_\_\_\_\_  
Secretary of State

SENATE CONCURS IN HOUSE  
AMENDMENTS AND FINAL PASSAGE

Passed the Senate April 24, 2001,

by the following vote: 20 Ayes,

8 Nays, 1 Not Voting

Ronald L. Smith 1 vacancy

President of the Senate

Charmian Bellington  
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF SECRETARY OF STATE

This Resolution was received by the Secretary of State

this 24 day of April, 2001,

at 4:30 o'clock P M.

Betsy Boyles  
Secretary of State

S.C.R. 1004